

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA

v.

NO. 3:16-CR-60-M

JOHN PAUL COOPER (02)  
WALTER NEIL SIMMONS (03)  
WILLIAM F. ELDER-QUINTANA (04)

**NOTICE OF INTENT TO RETRY  
DEFENDANTS SIMMONS AND ELDER-QUINTANA**

The government provides this notice to the Court and to the parties that it intends to retry defendants Walter Neil Simmons and William F. Elder-Quintana on Counts 1, and Counts 31-34, respectively, of the second superseding indictment. The government does not intend to retry defendant John Paul Cooper on any Count on which the jury was unable to reach a unanimous verdict and will shortly move to dismiss those Counts.

The government may seek a superseding indictment to streamline the remaining Counts. The government is not opposed to separate trials for Dr. Simmons and Dr. Elder and, if given the option, would elect to try Dr. Elder first. The government anticipates that a trial of Dr. Elder would take approximately four trial days and a trial of Dr. Simmons would take approximately seven trial days. The government can be ready for retrial as soon as the Court's calendar permits.

ERIN NEALY COX  
UNITED STATES ATTORNEY

/s/ Douglas B. Brasher

DOUGLAS B. BRASHER  
Assistant United States Attorney  
Texas State Bar No. 24077601  
1100 Commerce Street, Third Floor  
Dallas, Texas 75242-1699  
Telephone: 214-659-8604  
Email: douglas.brasher@usdoj.gov

/s/ Renee M. Hunter

RENEE M. HUNTER  
Assistant United States Attorney  
Texas State Bar No. 24072942  
1100 Commerce Street, Third Floor  
Dallas, Texas 75242-1699  
Telephone: 214-659-8798  
Email: renee.hunter@usdoj.gov

/s/ Ryan Raybould

RYAN RAYBOULD  
Assistant United States Attorney  
Kansas State Bar No. 25429  
1100 Commerce Street, 3rd Floor  
Dallas, Texas 75242  
Telephone: 214-659-8713  
Email: ryan.raybould2@usdoj.gov

**CERTIFICATE OF SERVICE**

I hereby certify that on December 20, 2019, I electronically filed the foregoing notice with the clerk for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. The electronic case filing system sent a “Notice of Electronic Filing” to counsel of record for all defendants.

/s/ Douglas B. Brasher

DOUGLAS B. BRASHER